

JOINT
PUBLIC NOTICE

CHARLESTON DISTRICT, CORPS OF ENGINEERS
1949 Industrial Park Road, Room 140
Conway, South Carolina 29526
and

S.C. DEPARTMENT OF HEALTH AND ENVIRONMENTAL CONTROL
OFFICE OF OCEAN AND COASTAL RESOURCE MANAGEMENT
1362 McMillan Avenue, Suite 400
Charleston, South Carolina 29405

REGULATORY DIVISION

Refer to: P/N #2006-2619-3IT -P

12 January 2007

Pursuant to Section 10 of the Rivers and Harbors Act of 1899 (33 U.S.C. 403), Sections 401 and 404 of the Clean Water Act (33 U.S.C. 1344), and the South Carolina Coastal Zone Management Act (48-39-10 et seq.) an application has been submitted to the Department of the Army and the S.C. Department of Health and Environmental Control by

RONALD G. PETERSEN
c/o ZANDE-JON GUERRY TAYLOR, P.E., INC.
767 COLEMAN BOULEVARD, SUITE 2
MOUNT PLEASANT, SOUTH CAROLINA 29464

for a permit to perform maintenance dredging of the East Port Marina in the

ATLANTIC INTRACOASTAL WATERWAY

located at the terminus of East Port Boulevard, North Myrtle Beach, Horry County, South Carolina (Latitude 33.86270° N, Longitude 78.62459° W).

In order to give all interested parties an opportunity to express their views

NOTICE

is hereby given that written statements regarding the proposed work will be received by both of the above mentioned offices until

12 O'CLOCK NOON, MONDAY, 12 FEBRUARY 2007

from those interested in the activity and whose interests may be affected by the proposed work.

The proposed work consists of performing maintenance dredging within the existing basin of the East Port Marina. In detail, the proposed work consists of excavating material with a hydraulic dredge to a depth of 6' with a tolerance of - 1'. The dredged material will be pumped into the Tidewater Basin disposal area. The total dredge volume is approximately 16,500 cubic yards of material and disposal area is capacity approximately 150,000 cubic yards. The dredged material will be dewatered and incorporated into the disposal area or hauled offsite. It is understood that this work will be conducted on/or adjacent to an area subject to a prism and/or disposal easement held by the United States. If a permit is issued, appropriate provisions will be included to ensure the interests of the Federal Government are understood. The purpose of the project is to create depths in the marina that are sufficient for safe navigation and is for the owners' private recreational use.

12 January 2007

NOTE: Plans depicting the work described in this notice are available and will be provided, upon receipt of a written request, to anyone that is interested in obtaining a copy of the plans for the specific project. The request must identify the project of interest by public notice number and a self-addressed stamped envelope must also be provided for mailing the drawings to you. Your request for drawings should be addressed to the

**U.S. Army Corps of Engineers
ATTN: REGULATORY DIVISION
1949 Industrial Park Road, Room 140
Conway, South Carolina 29526**

The District Engineer has concluded that the discharges associated with this project, both direct and indirect, should be reviewed by the South Carolina Department of Health and Environmental Control in accordance with provisions of Section 401 of the Clean Water Act. As such, this notice constitutes a request, on behalf of the applicant, for certification that this project will comply with applicable effluent limitations and water quality standards. The work shown on this application must also be certified as consistent with applicable provisions of the South Carolina Coastal Zone Management Act (15 CFR 930). The District Engineer will not process this application to a conclusion until such certifications are received. The applicant is hereby advised that supplemental information may be required by the State to facilitate the review. Persons wishing to comment or object to State certification must submit all comments in writing to the S.C. Department of Health and Environmental Control at the above address within thirty (30) days of the date of this notice.

This notice initiates the Essential Fish Habitat (EFH) consultation requirements of the Magnuson-Stevens Fishery Conservation and Management Act. Implementation of the proposed project would impact estuarine substrates and emergent wetlands utilized by various life stages of species comprising the red drum, shrimp, and snapper-grouper management complexes. Our initial determination is that the proposed action would not have a substantial individual or cumulative adverse impact on EFH or fisheries managed by the South Atlantic Fishery Management Council and the National Marine Fisheries Service (NMFS). Our final determination relative to project impacts and the need for mitigation measures is subject to review by and coordination with the NMFS.

The District Engineer has consulted the most recently available information and has determined that the project will have no effect on any Federally endangered, threatened, or proposed species and will not result in the destruction or adverse modification of designated or proposed critical habitat. This public notice serves as a request to the U.S. Fish and Wildlife Service and the National Marine Fisheries Service for any additional information they may have on whether any listed or proposed endangered or threatened species or designated or proposed critical habitat may be present in the area which would be affected by the activity, pursuant to Section 7(c) of the Endangered Species Act of 1973 (as amended).

Pursuant to Section 106 of the National Historic Preservation Act (NHPA), this public notice also constitutes a request to Indian Tribes to notify the District Engineer of any historic properties of religious and cultural significance to them that may be affected by the proposed undertaking.

In accordance with the NHPA, the District Engineer has also consulted the latest published version of the National Register of Historic Places for the presence or absence of registered properties, or properties listed as being eligible for inclusion therein, and this worksite is not included as a registered property or property listed as being eligible for inclusion in the Register. To insure that other cultural resources that the District Engineer is not aware of are not overlooked, this public notice also serves as a request to the State Historic Preservation Office to provide any information it may have with regard to historic and cultural resources.

12 January 2007

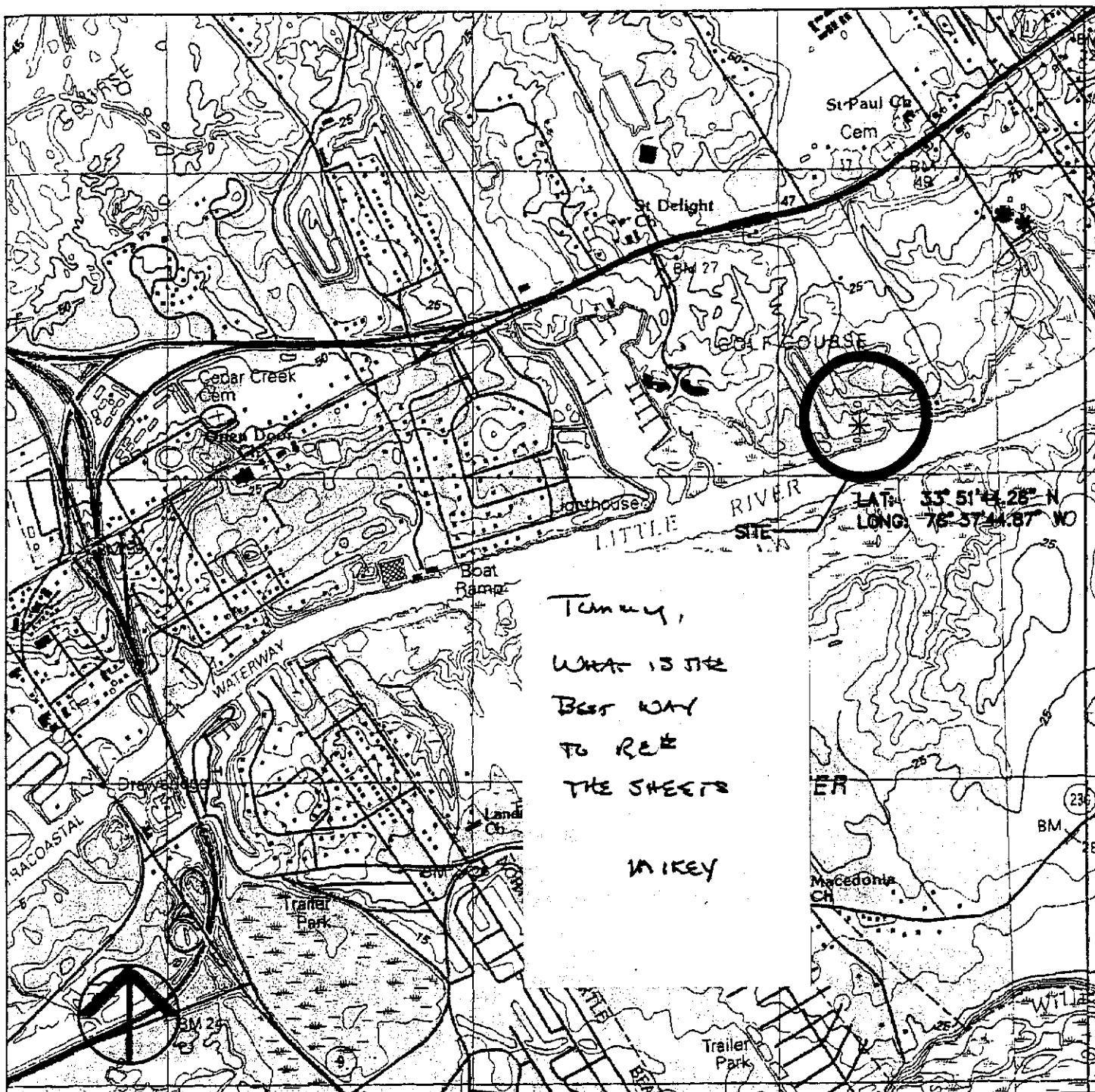
Any person may request, in writing, within the comment period specified in this notice, that a public hearing be held to consider this application. Requests for a public hearing shall state, with particularity, the reasons for holding a public hearing.

The decision whether to issue a permit will be based on an evaluation of the probable impact including cumulative impacts of the activity on the public interest and will include application of the guidelines promulgated by the Administrator, Environmental Protection Agency (EPA), under authority of Section 404(b) of the Clean Water Act and, as appropriate, the criteria established under authority of Section 102 of the Marine Protection, Research and Sanctuaries Act of 1972, as amended. That decision will reflect the national concern for both protection and utilization of important resources. The benefit which reasonably may be expected to accrue from the project must be balanced against its reasonably foreseeable detriments. All factors which may be relevant to the project will be considered including the cumulative effects thereof; among those are conservation, economics, aesthetics, general environmental concerns, wetlands, historic properties, fish and wildlife values, flood hazards, flood plain values, land use, navigation, shoreline erosion and accretion, recreation, water supply and conservation, water quality, energy needs, safety, food and fiber production and, in general, the needs and welfare of the people. A permit will be granted unless the District Engineer determines that it would be contrary to the public interest. In cases of conflicting property rights, the Corps of Engineers cannot undertake to adjudicate rival claims.

The Corps of Engineers is soliciting comments from the public; Federal, state, and local agencies and officials; Indian Tribes; and other interested parties in order to consider and evaluate the impacts of this activity. Any comments received will be considered by the Corps of Engineers to determine whether to issue, modify, condition or deny a permit for this project. To make this decision, comments are used to assess impacts on endangered species, historic properties, water quality, general environmental effects, and the other public interest factors listed above. Comments are used in the preparation of an Environmental Assessment and/or an Environmental Impact Statement pursuant to the National Environmental Policy Act. Comments are also used to determine the need for a public hearing and to determine the overall public interest of the activity.

If there are any questions concerning this public notice, please contact Jay M. Thomas at 843-365-4329.

Steve Brooks
Project Manager
SCDHEC-OCRM

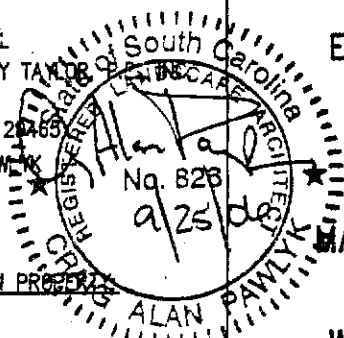


AUTHORIZED AGENT:

ZANDE-JON GUERRY TAYLOR
P.O. BOX 1082
MT. PLEASANT, SC 29465
c/o MR. CRAIG PAWLYK

ADJACENT RIPARIAN PROPERTY

SEE ATTACHED



**EAST PORT MARINA, LLC
LITTLE RIVER, SC
HORRY COUNTY**

MAINTENANCE DREDGING

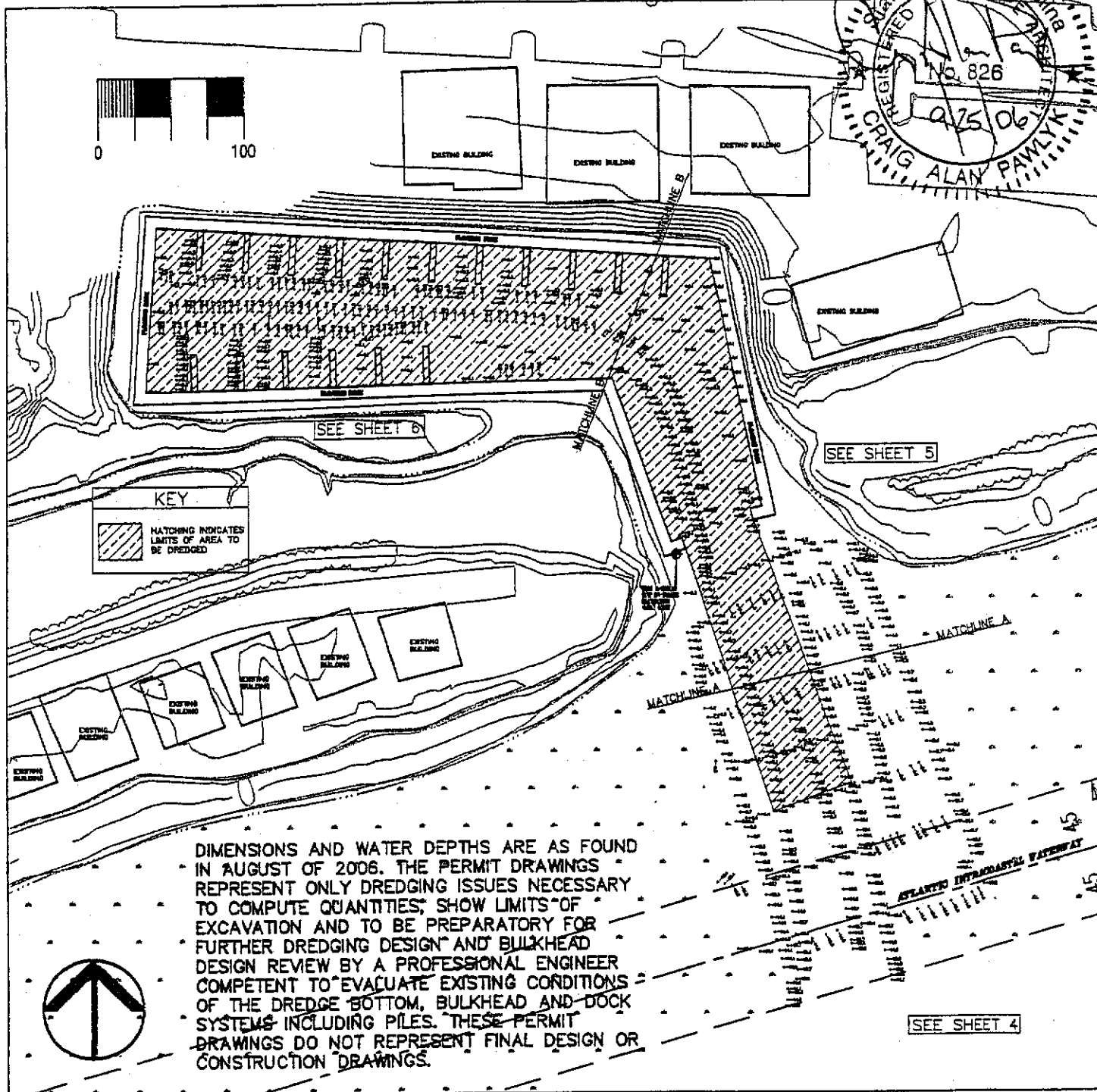
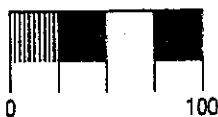
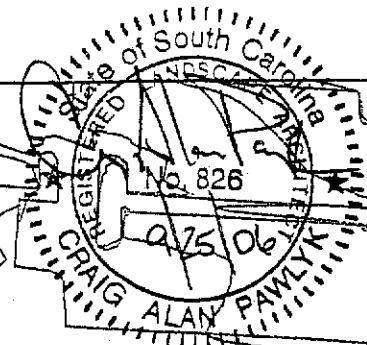
WAMPEE QUAD MAP

**PROPOSED: MAINTENANCE DREDGING IN
EAST PORT MARINA**

**IN: LITTLE RIVER
ON: AIWW
COUNTY OF: HORRY
STATE OF: SOUTH CAROLINA
DATE: 9/25/06
SCALE: 1" = 2000'
SHEET: 1 OF 8**

FILE: EASTPORT MARINA DREDGING P-BASE
ZANDE-JON GUERRY TAYLOR P.E., INC.

NOT FOR CONSTRUCTION



DIMENSIONS AND WATER DEPTHS ARE AS FOUND IN AUGUST OF 2006. THE PERMIT DRAWINGS REPRESENT ONLY DREDGING ISSUES NECESSARY TO COMPUTE QUANTITIES; SHOW LIMITS OF EXCAVATION AND TO BE PREPARATORY FOR FURTHER DREDGING DESIGN AND BULKHEAD DESIGN REVIEW BY A PROFESSIONAL ENGINEER COMPETENT TO EVALUATE EXISTING CONDITIONS OF THE DREDGE BOTTOM, BULKHEAD AND DOCK SYSTEMS INCLUDING PILES. THESE PERMIT DRAWINGS DO NOT REPRESENT FINAL DESIGN OR CONSTRUCTION DRAWINGS.

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c/o MR. CRAIG PAWLYK

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EAST PORT MARINA, LLC
LITTLE RIVER, SC
HORRY COUNTY

EXISTING CONDITIONS
AND PROPOSED DREDGING LIMITS

KEY

PROPOSED: MAINTENANCE DREDGING IN
EAST PORT MARINA

IN: LITTLE RIVER

ON: AIWW

COUNTY OF: HORRY

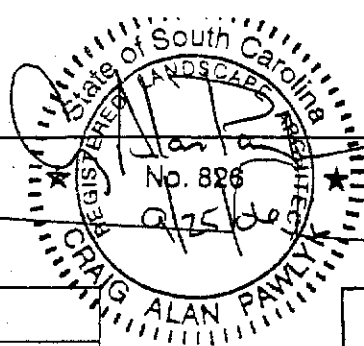
STATE OF: SOUTH CAROLINA

DATE: 9/25/06

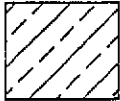
SCALE: 1" = 100'

SHEET: 2 OF 8

FILE: EASTPORT MARINA DREDGING P-BASE
ZANDE-JON GUERRY TAYLOR P.E., INC.



KEY



HATCHING INDICATES
LIMITS OF AREA TO
BE DREDGED

NOT FOR CONSTRUCTION

EXISTING BUILDING

EXISTING BUILDING

EXISTING
FINGER
PIER

FLOATING DOCK

FLOATING DOCK

MATCHLINE B

MATCHLINE B

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EAST PORT MARINA, LLC
LITTLE RIVER, SC
HORRY COUNTY

EXISTING CONDITIONS
AND PROPOSED DREDGING LIMITS

PROPOSED: MAINTENANCE DREDGING IN
EAST PORT MARINA

IN: LITTLE RIVER

ON: AWW

COUNTY OF: HORRY

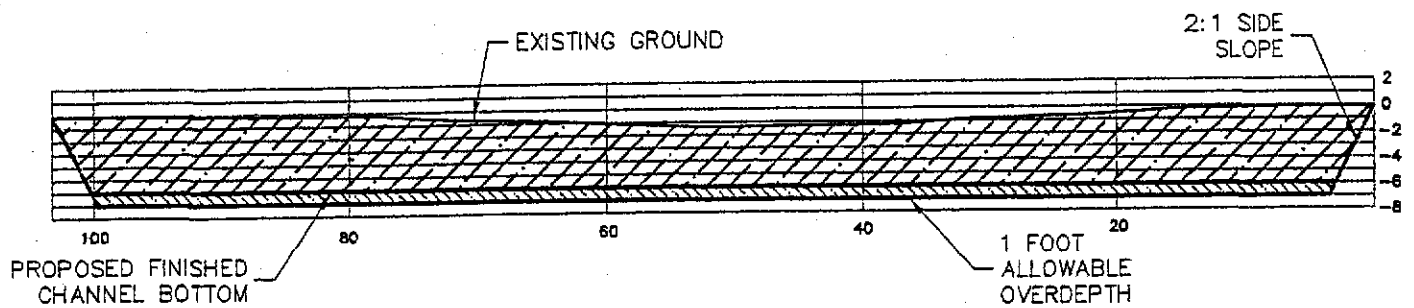
STATE OF: SOUTH CAROLINA

DATE: 9/25/06

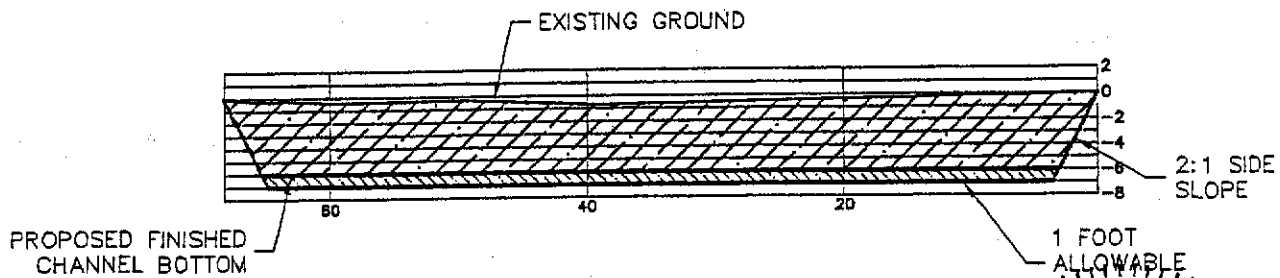
SCALE: 1" = 50'

SHEET: 5 OF 9

FILE: EASTPORT MARINA DREDGING P-BASE
ZANDE-JON GUERRY TAYLOR P.E., INC.

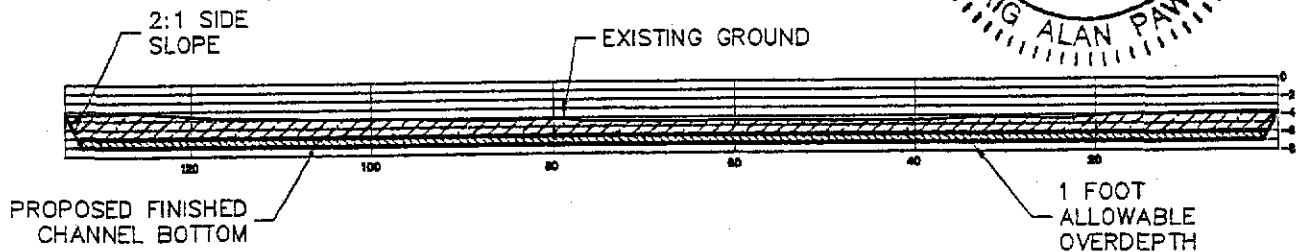
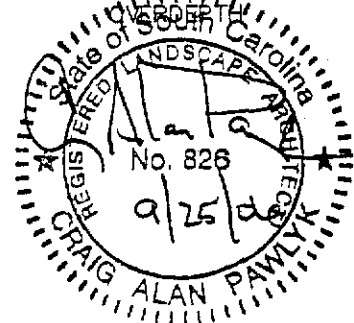


TYPICAL CHANNEL PROFILE "C-C"



TYPICAL CHANNEL PROFILE "B-B"

NOT FOR CONSTRUCTION



TYPICAL CHANNEL PROFILE "A-A"

AUTHORIZED AGENT:
ZANDE-JON GUERRY TAYLOR, P.E., INC.
P.O. BOX 1082
MT. PLEASANT, SC 29465
c/o MR. CRAIG PAWLYK

ADJACENT RIPARIAN PROPERTY:
SEE ATTACHED

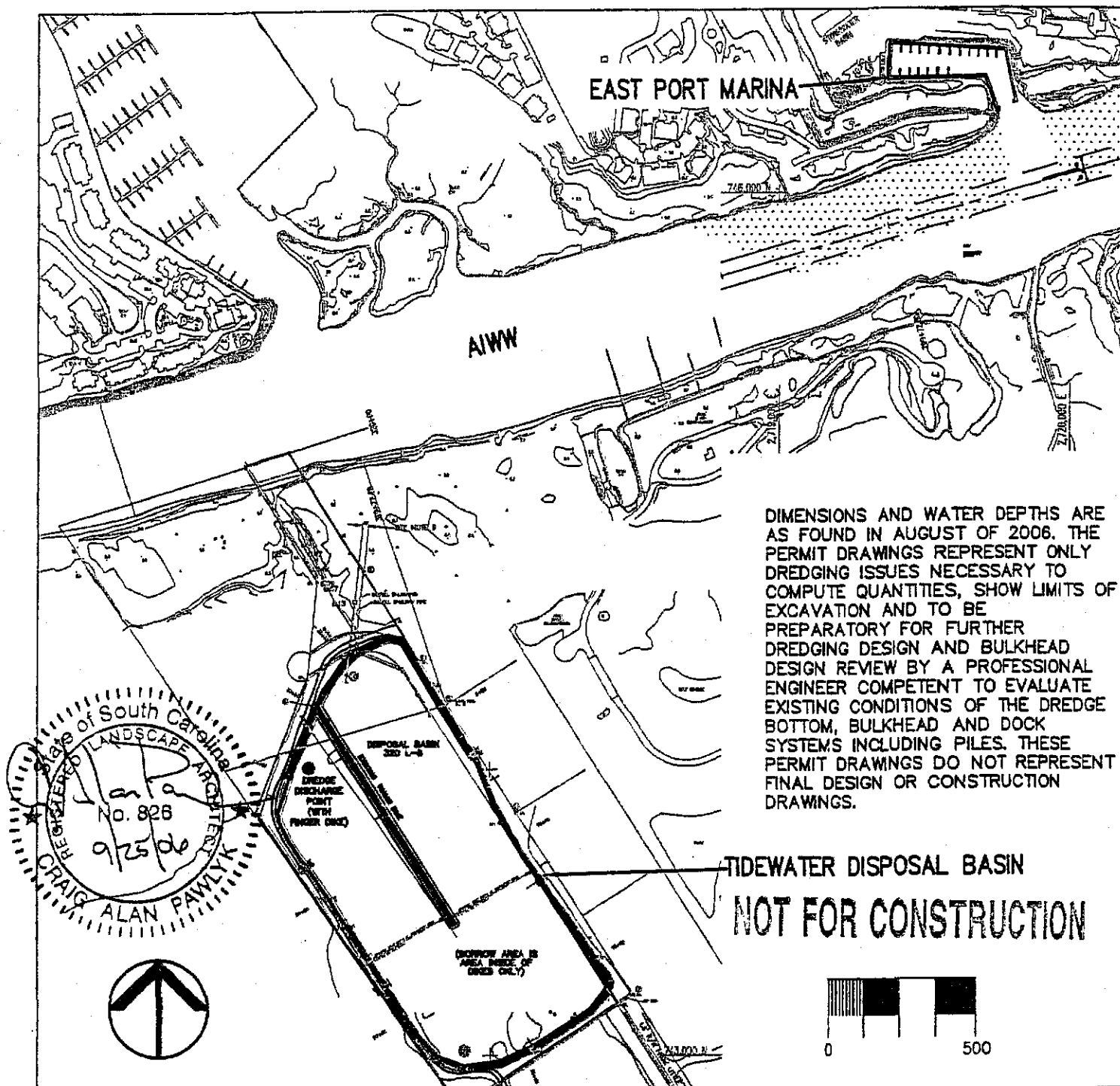
EAST PORT MARINA, LLC
LITTLE RIVER, SC
HORRY COUNTY

TYPICAL CHANNEL PROFILES

PROPOSED: MAINTENANCE DREDGING IN
EAST PORT MARINA

IN: LITTLE RIVER
ON: AIWW
COUNTY OF: HORRY
STATE OF: SOUTH CAROLINA
DATE: 9/25/06
SCALE: AS SHOWN
SHEET: 6 OF 8

FILE: EASTPORT MARINA DREDGING P-BASE
ZANDE-JON GUERRY TAYLOR P.E., INC.



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LITTLE RIVER, SC
HORRY COUNTY

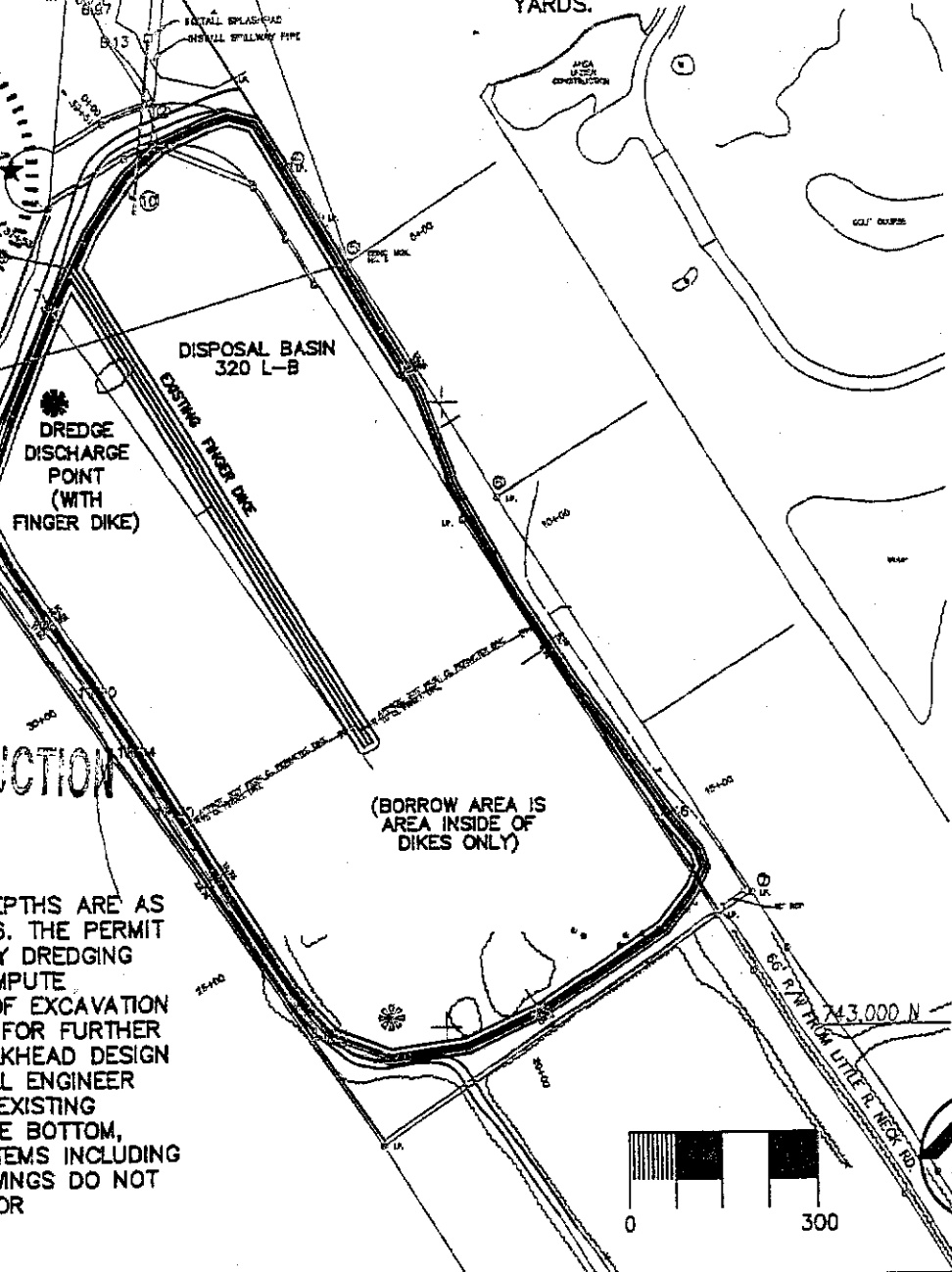
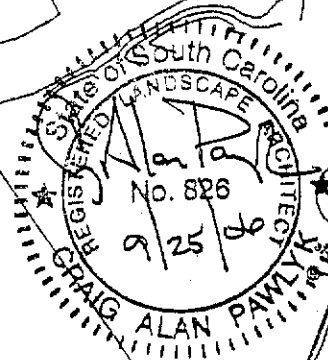
BASIN LOCATION MAP

PROPOSED: MAINTENANCE DREDGING IN
 EAST PORT MARINA

IN: LITTLE RIVER
ON: AIWW
COUNTY OF: HORRY
STATE OF: SOUTH CAROLINA
DATE: 9/25/06
SCALE: 1" = 500'
SHEET: 8 OF 8

FILE: EASTPORT MARINA DREDGING P-BASE
 ZANDE-JON GUERRY TAYLOR P.E., INC.

THE TIDEWATER BASIN (DISPOSAL BASIN 320 L-B) HAS CAPACITY IN EXCESS OF 100,000 CUBIC YARDS. THIS PROJECT CONSISTS OF APPROXIMATELY 16,000 CUBIC YARDS.



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ADJACENT RIPARIAN PROPERTY:
SEE ATTACHED

**EAST PORT MARINA, LLC
LITTLE RIVER, SC
HORRY COUNTY**

TIDEWATER BASIN PLAN

PROPOSED: MAINTENANCE DREDGING IN
EAST PORT MARINA

IN: LITTLE RIVER
ON: AIWW
COUNTY OF: HORRY
STATE OF: SOUTH CAROLINA
DATE: 9/25/06
SCALE: 1" = 300'
SHEET: 5 OF 9